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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

MAR 23 1993

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Mr. Bruce F. Elving
P. O. Box 336
Esko, Minnesota 55733-0336

Dear Mr. Elving:

This is in response to the petitions for rule making which you submitted on March 8, 1993, requesting the allotment of Channel 221A to Hermantown, Minnesota, and Channel 245A to Mount Pleasant, Iowa.

We have reviewed your proposals and find that they are unacceptable for consideration as filed. Although there are no specific forms for filing a rule making petition, the Commission requires that a request include a technical showing specifying site coordinates and indicating that the requested channel meets the minimum distance separation requirements of Section 73.207 of our Rules. The petition must also include a statement that the petitioner will apply for the channel, if allotted. The petitioner must sign and verify the petition in compliance with Section 1.52 of our Rules, if not represented by legal counsel. Finally, the petitioner must submit to the Commission a signed original and four copies of the petition, and must serve the petition on any Commission permittee or licensee that would be affected by the proposal. The proposal must be filed with the Secretary, Federal Communications Commission, 1919 M Street, N.W., Washington, D. C. 20554.

Although you indicate Channel 221A can be allotted to Hermantown, and Channel 245A to Mount Pleasant, you did not provide site coordinates and technical studies demonstrating that the proposals comply with the Commission's spacing requirements. Moreover, you failed to verify the petitions in compliance with the Commission's Rules.

Based on the above discussion, we are returning your proposals. You may refile the petitions, provided that you correct these deficiencies.

Sincerely,

Michael C. Ruger
Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

Enclosure

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bcc: Office of the Secretary Room 222 (2 copies)

Petitions filed March 8, 1993 (Mount Pleasant, Iowa and Hermantown,
Minnesota)

Minn/Herman